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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/727,354	12/03/2003	Jan Gerard Snip	PTT-187 (402854US)	5443
7265	7590	10/03/2006	EXAMINER	
MICHAELSON & ASSOCIATES P.O. BOX 8489 RED BANK, NJ 07701			KNOWLIN, THJUAN P	
			ART UNIT	PAPER NUMBER
			2614	

DATE MAILED: 10/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

10/727,354

Applicant(s)

SNIP ET AL.

Examiner

Thjuan P. Knowlin

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 03 December 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-14 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 03 December 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date 03/12/04.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_.

## **DETAILED ACTION**

### ***Specification***

1. Applicant is reminded of the proper language and format for an abstract of the disclosure.
2. The abstract should be in narrative form and generally limited to a single paragraph on a separate sheet within the range of 50 to 150 words. It is important that the abstract not exceed 150 words in length since the space provided for the abstract on the computer tape used by the printer is limited. The form and legal phraseology often used in patent claims, such as "means" and "said," should be avoided. The abstract should describe the disclosure sufficiently to assist readers in deciding whether there is a need for consulting the full patent text for details.
3. The language should be clear and concise and should not repeat information given in the title. It should avoid using phrases which can be implied, such as, "The disclosure concerns," "The disclosure defined by this invention," "The disclosure describes," etc.
4. The abstract of the disclosure is objected to because it contains legal phraseology often used in patent claims. In line 1, the abstract recites, the term "comprising". The term "comprising" is improper language for an abstract. Quotation marks are also used in the abstract. This should be avoided. Also, the phrase "Fig. 2" is listed at the end of the abstract. This is improper format for an abstract. Correction is required. See MPEP § 608.01(b).

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the

applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 1-14 are rejected under 35 U.S.C. 102(e) as being anticipated by

Theppasandra et al (US 6,473,615).

6. In regards to claims 1, 6, and 10, Theppasandra discloses method, system, and notification server for notifying (via the distributed processor 110, See Fig. 1) calls from first terminals (See Fig.1 and PSTN telephone 113 or mobile telephone 124), via a telecommunication network (See Fig. 1 and communication system 100), to a second terminal (See Fig. 1 and mobile telephone 118) which is temporarily not accessible (for example the called party or second terminal is busy, not reachable, does not answer) (See col. 8 lines 49-58 and col. 9 lines 4-12), comprising next steps: an identifier (i.e., telephone number or other form of the telephonic identification code of the caller) of such an unsuccessfully calling first terminal is derived from said telecommunication network (See col. 8-9 lines 59-3); the derived identifier is registered (via the called party's callers list) (See col. 9 lines 4-12); it is monitored when the second terminal becomes accessible (i.e., the second terminal powers on or becomes available); when the second terminal has become accessible the registered identifier is transmitted to the second terminal (See col. 9 lines 21-37).

7. In regards to claim 2, Theppasandra discloses method, wherein the second terminal, after having become accessible, receives and stores the transmitted identifier of the relevant first terminal (See col. 9 lines 21-37).

8. In regards to claim 3, Theppasandra discloses method, wherein the first terminals identifier comprises its calling line identifier (e.g., telephone number) (See col. 8 lines 59-65).

9. In regards to claims 4, 8, 11, and 14, Theppasandra discloses method, system, and notification server, wherein the second terminal, after having become accessible, is called using an artificial calling line identifier, having the value of the calling line identifier of the relevant unsuccessfully calling first terminal (See col. 9-10 lines 43-17).

10. In regards to claims 5, 9, and 12, Theppasandra discloses method, system, and notification server, wherein the call to the second terminal is aborted (i.e., dropped) as soon as the identifier has been transmitted to the second terminal (See col. 10 lines 29-31 and col. 10 lines 50-52).

11. In regards to claims 7 and 13, Theppasandra discloses system and , comprising monitoring means, co-operating with the notification server (See Fig. 1 and distributed processor 110), for monitoring the accessibility of the second terminal, the notification server, after the second terminal has become accessible, transmitting the registered identifier to the second terminal (See col. 9 lines 21-37).

### ***Conclusion***

12. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Cave (US 6,408,062) teaches pre-qualifying call-back service. Trandal et al (US Patent Application Publication, Pub. No.: US 2004/0190703 A1) teach

methods and apparatus for returning a call over a telephony system. Trandal et al (US 6,738,461) teach methods and apparatus for returning a call over a telephony system.

13. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thjuan P. Knowlin whose telephone number is (571) 272-7486. The examiner can normally be reached on Mon-Fri 8:30-5:00pm.

14. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wing Chan can be reached on (571) 272-7493. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

15. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

A handwritten signature in black ink, appearing to read 'Thjuan P. Knowlin', with a stylized, cursive script.

THJUAN P KNOWLIN  
PATENT EXAMINER  
TECHNOLOGY CENTER 2600